38200-59774

### IN THE UNITED STATES DISTRICT COURT, FOR THE WESTERN DISTRICT OF TENNESSEE, EASTERN DIVISION

ROGER D. RILEY,

Plaintiff.

VS.

WAL-MART Store #335. WAL-MART ASSOCIATES, INC., WAL-MART STORES, INC., WAL-MART STORES EAST, INC., A&M CLEANING PRODUCTS, INC., BIO-LAB, INC., Individually and as Owner of A&M CLEANING PRODUCTS, INC., BIO-LAB, INC., as a wholly-owned subsidiary of GREAT LAKES CHEMICAL CORPORATION, GREAT LAKES CHEMICAL CORPORATION, Individually, AUTOMATED PACKAGING SYSTEMS INC., AUTOMATED PACKAGING SYSTEMS SOUTHEAST, LLC., CKS PACKAGING, INC., and PACKAGE SUPPLY & EQUIPMENT CO., INC.,

No. 1-04-1267-TP JURY DEMANDED

Defendants.

# ORDER DISMISSING AUTOMATED PACKAGING SYSTEMS SOUTHEAST, LLC WITH PREJUDICE

IT APPEARING TO THE COURT that Defendant Automated Packaging Systems Southeast, LLC has been improperly named in this lawsuit as a Defendant, and there being no opposition from counsel,

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED that Defendant Automated Packaging Systems Southeast, LLC is dismissed with prejudice, with no costs to be assessed at this time.

This document entered on the docket sheet in compliance the Bulle 58 and/or 79 (a) FRCP on 12 - 22 - 05



05 DEC 19 44 8:50

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JAMES D. TODD

United States District Court Judge

DATE: 16 December 2005

#### APPROVED FOR ENTRY:

Mitchell Tollison Attorney for Plaintiff P.O. Box 11028 Jackson, TN 38308 (731) 668- 9886

Russell E. Reviere

Attorney for Automated Packaging Systems Southeast, LLC

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upon:

### **CERTIFICATE OF SERVICE**

The undersigned certifies that a true copy of this pleading or document was served

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Lori J. Keen Counsel for Package Supply & Equipment Co. 26 North Second Street Building Memphis, TN 38103-2602

by mailing postage prepaid or by delivery to the person or office of such counsel.

This the 14 day of back, 2005

Russell F Reviere



# **Notice of Distribution**

This notice confirms a copy of the document docketed as number 61 in case 1:04-CV-01267 was distributed by fax, mail, or direct printing on December 22, 2005 to the parties listed.

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Honorable James Todd US DISTRICT COURT